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Department of State **TELEGRAM**

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ACTION IO-13

INFO OCT-01 EUR-12 NEA-10 ISO-00 IOE-00 JUSE-00 SY-05

FBIE-00 MCT-01 CPR-01 SS-15 NSC-05 L-03 H-02 PA-01

PRS-01 USIA-06 CIAE-00 INR-07 NSAE-00 SAJ-01 /084 W
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P 041800Z NOV 76
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC PRIORITY 442
INFO AMEMBASSY MOSCOW PRIORITY
AMCONSUL LENINGRAD PRIORITY
US INTEREST BAGHDAD 075

DEPARTMENT OF STATE A/CDC/MR

REVIEWED BY MDL for MA DATE 9.13.81

RDS ☐ or XDS ☐ EXT. DATE _____
TS AUTH. _____ REASON(S) _____
ENDORSE EXISTING MARKINGS ☐
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PA or FOI EXEMPTIONS _____

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DEPT PLEASE PASS JUSTICE - FRANK NILAND AND JAMES ROBINSON

PASS TO IO/UNP AND SOV

E.O. 11652: N/A
TAGS: PFOR, ASEC, UR, IZ
SUBJECT: JDL MEMBERS PLEAD GUILTY AND DATES FOR SENTENCING
ARE ARRANGED

1. WE HAVE BEEN INFORMED BY ASSISTANT US ATTORNEY JOSEPH JAFFE THAT THOMAS MACINTOSH HAS PLEADED GUILTY TO COUNTS ONE AND EIGHT OF INDICTMENT AGAINST HIM. FURTHER THAT JEFFREY WEINGARTEN HAS PLEADED GUILTY TO COUNT SIX OF INDICTMENT AGAINST HIM. COUNT ONE PERTAINS TO A CONSPIRACY TO COMMIT OFFENSES AGAINST US, TO WIT: VIOLATIONS OF TITLE 18, US CODE, SECTIONS 112, 842, 844, 922, 924, AND 970 AND TITLE 26, U.S. CODE, SECTIONS 5861 AND 5871. COUNT EIGHT OF INDICTMENT CHARGES THE UNLAWFUL SHIPMENT AND RECEIPT IN INTERSTATE COMMERCE OF EXPLOSIVE MATERIALS. COUNT SIX CHARGES THE UNLAWFUL TRANSPORT IN INTERSTATE COMMERCE OF VARIOUS FIREARMS AND EXPLOSIVES WITH INTENT THAT SUCH MATERIALS BE USED TO INJURE, DAMAGE AND DESTROY REAL AND PERSONAL PROPERTY BELONGING TO AND USED AND OCCUPIED BY IRAQ MISSION, SOVIET COMPLEX IN RIVERDALE AND SOVIET MISSION

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IN NEW YORK CITY.

2. SENTENCING DATES HAVE BEEN SCHEDULED AS FOLLOWS:

STEVEN EHRLICH - NOVEMBER 29, 1976

RUSSEL KELNER - DECEMBER 7, 1976

STEVEN ROMBON - DECEMBER 15, 1976

THOMAS MACINTOSH - DECEMBER 15, 1976

JEFFREY WEINGARTEN - DECEMBER 7, 1976

3. COUNTS TO WHICH KELNER, WEINGARTEN AND EHRLICH HAVE PLEADED CARRY A PENALTY RANGING FROM PROBATION TO A MAXIMUM SENTENCE OF FIVE YEARS IMPRISONMENT.

4. ROMBON FACES THE POSSIBILITY OF A SENTENCE RANGING FROM PROBATION TO A MAXIMUM OF TEN YEARS IMPRISONMENT. (CONSIDERATION WILL UNDOUBTEDLY BE GIVEN ROMBON'S YOUNG AGE.)

5. ALTHOUGH MACINTOSH COULD BE SENTENCED TO AS MANY AS FIFTEEN YEARS, CONSIDERATION WILL BE GIVEN TO HIS COOPERATIVE ROLE.

6. JAFFE ADVISED THAT KNOWLEDGE THAT SOVIETS WERE WILLING TO TESTIFY GAVE US ATTORNEY ABILITY TO BE STRONGER IN NEGOTIATIONS WITH DEFENDANTS. HE STATES US ATTORNEY'S OFFICE VERY MUCH APPRECIATES HELP RENDERED BY DEPARTMENT AND BY AFFIRMATIVE SOVIET ACTION.

7. JAFFE IS OF VIEW THAT SOLUTION ACHIEVED WAS BEST ONE OBTAINABLE. WE WILL BE IN FURTHER TOUCH WITH US ATTORNEY. BENNETT

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